IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 672 OF 2007

State of Maharashtra & Ors..... ..... Petitioners
V/s
Leeladhar Madhukar Manjrekar... ..... Respondents.

Office Notes, Office Memoranda of Coram, appearances Court's orders or directions and Registrar's orders.	))))	Court's or Judge's Orders

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Mr.D.A.Patil, AGP for the State.

Mr.N.V.Bandiwadekar, for Respondent.

CORAM: A.P. DESHPANDE, J.
27.2.2007

PC:

The respondent was appointed as a driver on daily wages with effect from 23.4.1986. He continues in service till date without any interruption. After putting in about 10 years' services respondent filed a complaint before the Industrial Court making a grievance that the present petitioners have committed unfair labour practice under items 5, 6, 9, 10 and 12 of item Schedule IV Maharashtra Recognition of Trade Union

and Prevention of Unfair Labour Practices Act, 1971 (the "Act") by not granting regularization and permanency to the respondent herein. The Industrial Court has categorically held that though the work was available and though the posts are also available respondent has not been granted regularization. Before the Industrial Court the present petitioners had showed their willingness to grant regularization and permanency to the respondent herein from the year 2006. What is being challenged by filing present petition is granting of regularization and permanency from the date of filing of the complaint i.e. August, 1996.

Perused the order passed by the Industrial Court. Same does not suffer from any patent illegality to warrant interference under writ jurisdiction. In the result writ petition fails and is summarily dismissed.

27.2.07.